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14 HARTFORD LIFE AND ACCIDENT INSURANCE  
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16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION  
18

19 DANIEL HEMENEZ,

20 Plaintiff,

21 v.

22 HARTFORD LIFE AND ACCIDENT  
INSURANCE CO., HARTFORD LIFE  
23 AND ACCIDENT INSURANCE CO.  
GROUP INSURANCE POLICY, C&H  
24 SUGAR COMPANY, INC., and C&H  
SALARIED EMPLOYEES BENEFIT  
25 PLAN,

26 Defendants.  
27  
28

CASE NO. 05-03965 WHA

**STIPULATION AND ~~[PROPOSED]~~  
ORDER TO DISMISS DEFENDANT C&H  
SUGAR COMPANY, INC.**

1 Plaintiff Daniel Hemenez ("Hemenez") and defendant Hartford Life and Accident  
2 Insurance Company ("Hartford"), by and through their attorneys of record, hereby STIPULATE  
3 and AGREE that defendant C&H Sugar Company, Inc. ("C&H") may be dismissed without  
4 prejudice from the above entitled action brought by Hemenez for the recovery of long term  
5 disability benefits under C&H's employee welfare benefit plan governed by the Employee  
6 Retirement Income Security Act ("ERISA"). C&H's long term disability plan, which is the  
7 subject of Hemenez's action, is insured under a group long term disability policy issued by  
8 Hartford.

9 IT IS SO AGREED AND STIPULATED.

10 DATED: November 14, 2005 THE BRANDI LAW FIRM

11  
12 By: s/Brian J. Malloy

13 THOMAS J. BRANDI  
14 TERENCE D. EDWARDS  
15 BRIAN J. MALLOY  
Attorneys for Plaintiff  
DANIEL HEMENEZ

16 DATED: November 14, 2005 SEDGWICK, DETERT, MORAN & ARNOLD LLP

17  
18 By: s/Michelle Y. McIsaac

19 DENNIS G. ROLSTAD  
20 MICHELLE Y. McISAAC  
21 Attorneys for Defendant  
HARTFORD LIFE AND ACCIDENT INSURANCE  
COMPANY

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23 IT IS SO ORDERED.

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25 Dated: November 15, 2005

26 UNITED STATES DISTRICT COURT JUDGE

